

**REMARKS**

This reply is filed in response to the final Office Action dated October 7, 2009, and is respectfully submitted to be fully responsive to the rejections raised therein. Claims 1, 3, 4, 5, 6, 7, 9 and 10 are all the claims pending in the application.

Claims 1 and 3-8 were rejected under 35 U.S.C. § 103(a) as assertedly being unpatentable over JP 05-302026 (Toda) in view of JP 05-059267 (Watabe).

Claim 9 was rejected under 35 U.S.C. § 103(a) as assertedly being unpatentable over Toda in view of Watabe and further in view of U.S. Patent 5,631,082 (Hirose).

As an initial matter, Applicant submits that claim 8 has been canceled and therefore the rejection of claim 8 is moot.

Furthermore, the Examiner refers to claim 10 on page 7 of the Office Action, implying that claim 10, which depends from claim 1, is unpatentable even though the prior art was made by a different process. Therefore, it appears that claim 10 is also rejected under 35 U.S.C. § 103(a) as assertedly being unpatentable over Toda in view of Watabe. Clarification is respectfully requested.

Applicant respectfully traverses and requests that the §103 rejections of claims 1, 3-7, 9 and 10 be withdrawn for the reasons set forth in the Amendment Under 37 C.F.R. § 1.111 filed September 23, 2009, incorporated herein by reference.

Applicants further request a Suspension of Action for three months in order to conduct experimentation to be incorporated into a Declaration under 37 C.F.R. § 1.132 to present further evidence on the patentability of the present claimed invention.

RESPONSE UNDER 37 C.F.R. § 1.114(c)  
U.S. Application No.: 10/586,858

Attorney Docket No.: Q95836

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

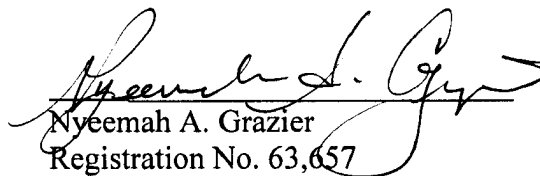
SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

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CUSTOMER NUMBER

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Nyeemah A. Grazier  
Registration No. 63,657